

Atty

Sanoian, Joanne (for Petitioner/guardian of the estate Katherine Ann Iekel-Thompson)

Atty

Bagdasarian, Gary (for Guardians of the Person Irene and Eustolia Molina)

(1) First Account and Report of Guardian, (2) Petition for Its Settlement, for (3) Attorney Fees and Reimbursement of Costs Advanced (2620, 2640 & 2628 Local Rule 7.16A and CRC 7.750-7.752)

Age: 6 years		KATHERINE ANN IEKEL-THOMPSON , guardian of the estate, is petitioner. Account period: 9/18/2008 - 9/18/2012 Accounting - \$57,795.25 Beginning POH - \$56,340.56 Ending POH - \$42,205.92 All funds are in a blocked account. Attorney - \$6,684.75 (per itemization and declaration, 37.40 hours at \$200-\$300 per hour of attorney time and \$100 - \$125 per hour for paralegal time for the preparation of petition for guardianship of the person, visitation petitions, and preparation of the accounting) Costs - \$435.00 (filing fee) Petitioner prays for an Order: 1. Approving, allowing and settling the first account. 2. Authorizing the attorney fees and costs.	NEEDS/PROBLEMS/COMMENTS: 1. Need order. Local Rule 7.1.1E states a proposed order shall be submitted with all pleading that request relief. 2. Need bank statements pursuant to Probate Code §2620(c)(2) Note: If the petition is granted a status hearing will be set as follows: • Friday, November 21, 2014 at 9:00 a.m. in Department 303, for the filing of the second account. Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
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<input type="checkbox"/>	2620(c)	X	
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<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		Reviewed by: KT Reviewed on: 12/17/12 Updates: Recommendation: File 1 - Molina	

Atty Sanoian, Joanne (for Petitioner/guardian of the estate Katherine Ann Iekel-Thompson)

Atty Bagdasarian, Gary (for Guardians of the Person Irene and Eustolia Molina)

(1) First Account and Report of Guardian, (2) Petition for Its Settlement, for (3)
 Attorney Fees and Reimbursement of Costs Advanced (2620, 2640 & 2628 Local
 Rule 7.16A and CRC 7.750-7.752

Age: 9 years		KATHERINE ANN IEKEL-THOMPSON , guardian of the estate, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Account period: 9/18/2008 - 9/18/2012	3. Need order. Local Rule 7.1.1E states a proposed order shall be submitted with all pleading that request relief.
Cont. from		Accounting - \$57,772.83	4. Need bank statements pursuant to Probate Code §2620(c)(2)
	Aff.Sub.Wit.	Beginning POH - \$56,340.56	
✓	Verified	Ending POH - \$42,193.03	
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg	Attorney - \$6,684.75 (per itemization and declaration, 37.40 hours at \$200-\$300 per hour of attorney time and \$100 - \$125 per hour for paralegal time for the preparation of petition for guardianship of the person, visitation petitions, and preparation of the accounting)	Note: If the petition is granted a status hearing will be set as follows:
✓	Aff.Mail W/		
	Aff.Pub.		<ul style="list-style-type: none"> Friday, November 21, 2014 at 9:00 a.m. in Department 303, for the filing of the second account.
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters	Costs - \$435.00 (filing fee)	
	Duties/Supp		
	Objections		
	Video Receipt	Petitioner prays for an Order:	Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.
	CI Report	3. Approving, allowing and settling the first account.	
	2620(c) X	4. Authorizing the attorney fees and costs.	
	Order X		
	Aff. Posting		Reviewed by: KT
	Status Rpt		Reviewed on: 12/17/12
	UCCJEA		Updates:
	Citation		Recommendation:
	FTB Notice		File 2 – Molina

Report of Sale and Petition for Order Confirming Sale of Real Property

DOD: 8-3-09		ERICA LYNN DORFMEIER , Administrator with Limited IAEA, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:	
		Sale price: \$37,500.00	<p>1. Petitioner filed a "Proof of Service" indicating mailing of the petition to the appropriate parties; however, the <u>mandatory</u> Judicial Council Form DE-120 "Notice of Hearing" containing mandatory language per Probate Code §§ 1211, 1252, 10308 was not served. The Court may require amended service.</p> <p>2. Petitioner requests that the Court not require increased bond for the reasons provided. If bond is increased, the Court will set status hearing for filing of increased bond on Friday 2-15-13.</p>	
		Overbid: \$39,875.00		
		Reappraisal: \$35,000.00		
<input type="checkbox"/>	Aff.Sub.Wit.	<p>Property: Decedent's 50% interest in certain real property located at 1949 S. Sierra Vista, Fresno, CA 93702 (APN 471-321-56)</p> <p>Buyer: Mona-Imena Gamboa, as her sole and separate property</p> <p>Broker: 6% (\$2,250.00) to Linda Coelho of B&B Investment Realty</p> <p>Property to be sold "as is" and contingent upon purchaser also purchasing the other one-half interest in this property (See Page 4, Estate of Jodi Lynn O'Neal 09CEPR00693)</p> <p>Petitioner states current bond amount of \$1,956,123.00 does not include the real properties; however, additional bond is not needed, despite the influx of cash from this proposed sale, as significant payments to creditors have been made, reducing the value of the estate to below \$1,700,000.00. Petitioner anticipates that all proceeds will be used to make additional payments to estate creditors, in particular, Ron Richie, who filed a \$700,000.00 creditor's claim, further reducing the value of the estate.</p>		
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input type="checkbox"/>	Notice of Hrg			X
<input checked="" type="checkbox"/>	Aff.Mail			W
<input checked="" type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input checked="" type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
			<p>Reviewed by: skc</p> <p>Reviewed on: 12-17-12</p> <p>Updates: 1-3-13</p> <p>Recommendation:</p> <p>File 3 – O'Neal</p>	

Report of Sale and Petition for Order Confirming Sale of Real Property

DOD: 8-3-09		ERICA LYNN DORFMEIER , Administrator with Limited IAEA, is Petitioner. Sale price: \$37,500.00 Overbid: \$39,875.00 Reappraisal: \$35,000.00 Property: Decedent's 50% interest in certain real property located at 1949 S. Sierra Vista, Fresno, CA 93702 (APN 471-321-56) Buyer: Mona-Imena Gamboa, as her sole and separate property Broker: 6% (\$2,250.00) to Linda Coelho of B&B Investment Realty Property to be sold "as is" and contingent upon purchaser also purchasing the other one-half interest in this property (See Page 4, Estate of Jodi Lynn O'Neal 09CEPR00693) Petitioner states current bond amount of \$490,500.00 does not include the real properties; however, additional bond is not needed, despite the influx of cash from this proposed sale, as significant payments to creditors have been made, reducing the value of the estate to below \$290,000.00. Petitioner anticipates that all proceeds will be used to make additional payments to estate creditors, in particular, Ron Richie, who filed a \$700,000.00 creditor's claim, further reducing the value of the estate.	NEEDS/PROBLEMS/COMMENTS: 3. Petitioner filed a "Proof of Service" indicating mailing of the petition to the appropriate parties; however, the <u>mandatory</u> Judicial Council Form DE-120 "Notice of Hearing" containing mandatory language per Probate Code §§ 1211, 1252, 10308 was not served. The Court may require amended service. 4. Petitioner requests that the Court not require increased bond for the reasons provided. If bond is increased, the Court will set status hearing for filing of increased bond on Friday 2-15-13.
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg	X	
<input type="checkbox"/>	Aff.Mail	w	
<input checked="" type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
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<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Reviewed by: skc

Reviewed on: 12-17-12

Updates: 1-3-13

Recommendation:

File 4 – O'Neal

(1) First and Final Account and Report of Administrator, Petition for Its Settlement and (2) for Allowance of Statutory Attorneys Fees and (3) for Allowance of Statutory Administrator Fees, Allowance of Extraordinary Fees and (4) for Final Distribution and (5) Discharge of Administrator and Surety Bond

DOD: 9/21/2006		APRIL C. ROBERTS , Successor Administrator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Petition indicates that the Petitioner had to file a Petition pursuant to Probate Code § 17200 to Determine the Non-Existence of a Trust (case no. 09CEPR01054.) The Trust action indicated that the decedent had a bank account holding rent collected on the real property since the decedent's date of death. The Inventory and Appraisal contains only real property. Court may require clarification as to what happened to the bank account and why was it not accounted for in this estate matter? 2. Petition states that the attorney had to do extra work on the sale of the real property because the Personal Representative lived out of town. If the attorney did the work of the Personal Representative on the sale of the real property should the Personal Representative also be entitled to the flat rate for extraordinary fees as allowed by the Local Rules? The Local Rule assumes that the Personal Representative is completing most of the tasks associated with the sale of the real property. Please see additional page
		Account period: 4/4/10 – 11/1/12	
Cont. from		Accounting - \$130,612.69	
<input type="checkbox"/>	Aff.Sub.Wit.	Beginning POH - \$130,000.00	
<input checked="" type="checkbox"/>	Verified	Ending POH - \$ 32,405.54	
<input type="checkbox"/>	Inventory	Administrator - \$1,544.51	
<input type="checkbox"/>	PTC	(statutory)	
<input type="checkbox"/>	Not.Cred.	Administrator x/o - \$1,000.00	
<input checked="" type="checkbox"/>	Notice of Hrg	(per Local Rule for court confirmed sale of real property)	
<input checked="" type="checkbox"/>	Aff.Mail	W/	
<input type="checkbox"/>	Aff.Pub.	Attorney - \$1,544.51	
<input checked="" type="checkbox"/>	Sp.Ntc.	W/	
<input type="checkbox"/>	Pers.Serv.	Attorney x/o - \$11,897.50	
<input type="checkbox"/>	Conf. Screen	(\$6,527.50 for Trust 17200 petition, \$2,655.00 for an unlawful detainer action and \$2,715.00 for court confirmed sale of real property.)	
<input checked="" type="checkbox"/>	Letters	4/9/10	
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections	Costs - \$1,011.25	
<input type="checkbox"/>	Video Receipt	Closing - \$28.00	
<input type="checkbox"/>	CI Report		
<input checked="" type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order	Distribution of the remaining property on hand consisting of \$14,484.27 to the Department of Health Services in partial satisfaction of their claim.	
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input checked="" type="checkbox"/>	FTB Notice		

3. Schedule F – changes in the form of assets lists assets that were not listed on the inventory and appraisal.
 - A) furniture and furnishings.
 - D) cash found in decedent's safe deposit box
 - E) Life insurance policy
 - F) Decedent's chase bank checking account
 - G) Bank of America estate checking account closed and deposited into Joanne Sanoian's Client Trust account. Why were the estate funds deposited into the attorney's Client Trust Account? They should have been in an interest bearing account.
4. Petition states the former personal representative is deceased and that her portion of the statutory fees should be paid to her heirs at law, her children, Petitioner and Jack Smith. Need 13100 affidavit for the distribution of the deceased administrator Arline Metcalf's portion of the statutory fees to her heirs.

(1) First Account Current and Report of Conservator, (2) Petition for Allowance of Compensation to Conservator and Attorney (Prob. C. 2620, 2623, 2640, 2942)

Age: 71		PUBLIC GUARDIAN , Conservator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Account period: 9-13-11 through 9-6-12	1. Petitioner includes a request for payment of the Court filing fee at the rate of \$395; however, the current filing fee is \$435. Examiner has interlineated the order. Note: Petitioner may wish to check for other outdated information, including the Dept. (should be 303, not 98A) and may wish to review the local rules that were most recently updated in July 2012.
		Accounting: \$21,783.23 Beginning POH: \$4,539.31 Ending POH: \$9,411.75	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	W	
<input type="checkbox"/>	Aff.Pub.		
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<input type="checkbox"/>	Pers.Serv.		
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<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input checked="" type="checkbox"/>	2620(c)		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Petitioner prays for an order:

1. Approving, allowing and settling the account;
2. Authorizing the conservator and attorney fees and commissions;
3. Payment of the bond fee; and
4. Payment of the Court filing fee of \$395.00 and processing fee of \$52.00.

Reviewed by: skc**Reviewed on:** 12-20-12**Updates:****Recommendation:****File 6 - Owings**

DOD: 7-24-11			MATTHEW JAMES SHARPE , Son and Administrator with Full IAEA without bond, is Petitioner. Accounting is waived. I&A: \$227,643.40 POH: \$555.57 cash plus various real property interests, timeshare, two vehicles. Administrator (Statutory): Waived Attorney (Statutory): \$7,552.87 Costs: \$776.00 (Probate Referee, filing) Distribution pursuant to intestate succession: Matthew James Sharpe: Entire estate	NEEDS/PROBLEMS/COMMENTS:
	Aff.Sub.Wit.			
✓	Verified			
✓	Inventory			
✓	PTC			
✓	Not.Cred.			
N/A	Notice of Hrg			
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
✓	Letters	9-16-11		
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
✓	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
✓	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 12-17-12	
			Updates:	
			Recommendation: SUBMITTED	
			File 7 - Sharpe	

(1) Petition for Final Distribution to Sole Distributee on Waiver of Accounting and
for (2) Allowance of Statutory Compensation to Attorneys (Prob. C. 10800, 10810,
10811, 10954, 11640)

DOD:7-29-11		THOMAS GREGORY , Son and Executor with Limited IAEA without bond, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Costs include \$65.06 for "online research." Pursuant to Local Rule 7.17, computer research costs are considered by the Court to be a cost of doing business and not reimbursable. Costs will be reduced by \$65.06. 2. The Court may require clarification regarding the cost line item "Account information" for \$20.00 with reference to Local Rule 7.17.
		Accounting is waived.	
		I&A: \$832,021.73	
		POH: \$44,086.15 cash plus various real property interests, vehicles, coin collection, and other various personal property items including art, jewelry and other collection items	
	Aff.Sub.Wit.		
✓	Verified		
✓	Inventory		
✓	PTC		
✓	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	W	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
✓	Letters	3-8-12	
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
✓	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
✓	FTB Notice		
<p>Distribution pursuant to will dated 12-15-97 and codicil dated 1-18-06:</p> <p>Thomas Gregory, Executor of the Estate of John Gregory: Certain real property interest, vehicles, coin collection, and other various personal property items including art, jewelry and other collection items listed in Exhibit "D"</p> <p>Thomas Gregory, Trustee of the Testamentary Family Trust: Various real property and leasehold interests, special use permit, farm equipment/vehicles, securities, and \$16,729.50 cash (Exhibit "E")</p> <p>Petitioner requests the Court direct the trustee to assume liability for the payment of any taxes that may be found to be due from the property of the trust established hereunder.</p> <p>Petitioner also requests the court distribute the right to collect past due rents and costs to the trustee.</p>			
<p>Reviewed by: skc</p> <p>Reviewed on: 12-18-12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 8 - Gregory</p>			

C. 8002, 10450)

FTB Notice

File 9 - Gurry

Petition for Appointment of Probate Conservator of the Person (Prob. C. 1820,
1821, 2680-2682)

Age: 27		<u>NO TEMPORARY REQUESTED</u>		NEEDS/PROBLEMS/ COMMENTS: Court Investigator Advised Rights on 12/10/2012. 1. Need Citation. 2. Need proof of personal service of the citation and a copy of the Petition on the proposed conservatee. 3. Need proof of service of the Notice of Hearing with a copy of the petition thirty (30) days prior to the hearing to Central Valley Regional Center pursuant to Probate Code § 1822(e). 4. #5 a. and b. of the Capacity Declaration was not answered regarding whether the proposed conservatee is able to attend the hearing. 5. Dr. Brauner did not initial the Capacity Declaration at #7b as required. 6. #4a of the Capacity Declaration not answered as to when Dr. Brauner last saw proposed conservatee.	
		INES SMITH , mother, is petitioner and requests appointment as Conservator of the person, with medical consent powers. Declaration of Patrick J. Brauner, M.D., 12/18/2012, supports request for medical consent powers.			
Cont. from		Petitioner states: the proposed conservatee is 27 years old and cannot take care of herself. She must be constantly monitored and supervised. The proposed conservatee has difficulty with the ordinary tasks and responsibilities of life including such relatively fundamental things as meal preparation and personal grooming. She is unable to do such things as taking a shower, brushing her teeth, or tying her shoes without help. In addition, the proposed conservatee lacks understanding of the world around her. For example, she cannot use a telephone and simple kitchen appliances. In addition, she cannot distinguish between a one dollar bill and a five dollar bill or understand numbers. The proposed conservatee is unable to give informed consent for medical treatment. She is not able to understand the nature of any illness, disorder, or defect she might have now or develop in the future. She would not understand the nature of any necessary treatment or be able to evaluate the benefits and risks of such treatment.			
	Aff.Sub.Wit.				
✓	Verified				
	Inventory				
	PTC				
	Not.Cred.				
✓	Notice of Hrg				
✓	Aff.Mail				w/
	Aff.Pub.				
	Sp.Ntc.				
	Pers.Serv.				x
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
✓	Video Receipt				
✓	CI Report				
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
	UCCJEA				
	Citation	x			
	FTB Notice				
		Court Investigator Samantha D. Henson's report filed 12/19/2012.		Reviewed by: LV Reviewed on: 12/17/2012 Updates: 01/03/2013 Recommendation: File 10 - Smith	

Amended Petition for Letters of Administration; Authorization to Administer Under
the Independent Administration of Estates Act

DOD: 05/20/12		<p>DOROTHEA LANEY, daughter, is Petitioner and requests appointment as Administrator without bond.</p> <p>Full IAEA – NEED</p> <p>Decedent died intestate</p> <p>Residence: Fresno Publication: NEED</p> <p>Estimated Value of the Estate: Personal property - \$111,700.00</p> <p>Probate referee: STEVEN DIEBERT</p> <p>Declaration of Richard Gillespie filed 12/11/12 objects to the Petition and states that there is no estate to probate because the decedent intentionally gave away his possession prior to his death. The Declaration further states that the decedent did not have a relationship with his children and did not want them to have anything of his after his death, therefore, he intentionally sold or gave away his possessions.</p> <p>Note: If the petition is granted status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Friday, 05/17/2013 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> • Friday, 02/14/2014 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Publication. 2. Item 3(d)(2) of the <i>Amended Petition</i> filed on 11/14/12 states all beneficiaries have waived bond. However, Petitioner did not attach waivers of bond from all heirs. Need waivers of bond from: <ul style="list-style-type: none"> • Mark James, son; • Ralph Gray James, son; • Theresa James, daughter; • Jesse James, son; 3. Item 3(f)(2)(b) of the <i>Amended Petition</i> states Petitioner is a nominee of a person entitled to <i>Letters</i>. Need nominations of the Petitioner for appointment as personal representative from all heirs of the estate. 4. Item 5(a)(7) is marked that the decedent was survived by issue of a predeceased child; however, item 8 of the Petition does not include a deceased child, nor are children of a deceased child listed. If decedent had a predeceased child, that person's name and date of death must be listed in item 8 pursuant to Local Rule 7.1.1D. Also the issue of the predeceased child must also be listed in item 8. 5. Need Order & Letters.
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail w/		
<input type="checkbox"/>	Aff.Pub. x		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters x		
<input checked="" type="checkbox"/>	Duties/Supp		
<input checked="" type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order x		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCC/JEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Reviewed by: JF

Reviewed on: 12/18/12

Updates:

Recommendation:

File 11 - James

Pro Per Williams, Diane (Pro Per Petitioner, maternal aunt)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Shayma Age: 3 years		<p>TEMPORARY GRANTED ON COURT'S OWN MOTION EXPIRES 1/8/2013</p> <p>DIANE WILLIAMS, maternal aunt, is Petitioner.</p> <p>Father: DERRICK L. CROCKETT; personally served 11/13/2012.</p> <p>Mother: DELLA L. LYNN; personally served 11/13/2012.</p> <p>Paternal grandfather: Not listed; Court dispensed with notice 11/13/2012. Paternal grandmother: Not listed;</p> <p>Maternal grandfather: Not listed; Court dispensed with notice 11/13/2012. Maternal grandmother: Roberta Waldrop; deceased.</p> <p>Petitioner states she wants guardianship of the children because no one wants to take care of them and she does not want them to go to CPS, and she loves them because they are her blood.</p> <p>Court Investigator Dina Calvillo's Report was filed on 11/6/2012.</p> <p>Court Investigator Dina Calvillo's Supplemental Report was filed on 11/16/2012.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 11/13/2012. Minute Order states the Petitioner advises the Court that the father is objecting to the Petition, but he has no place for the children. The Court is further advised that the maternal grandmother is deceased. The Court dispenses with further notice to the maternal grandparents and the paternal grandfather. The Court directs that mother, father, and the paternal grandmother be served. The Court on its own motion grants a temporary guardianship in favor of Diane Williams. The temporary expires on 1/8/2012. Matter continued to 1/8/2013.</p> <p>The following issues from the last hearing remain:</p> <ol style="list-style-type: none"> Need proof of service by mail of the Notice of Hearing with a copy of the Petition for Appointment of Guardian, or Consent to Appointment of Guardian and Waiver of Notice, or a Declaration of Due Diligence, for: <ul style="list-style-type: none"> Paternal grandmother (name not listed); Dion Fields, half-brother (age 19). Petitioner filed on 9/12/2012 (attached to the Petition) a <i>Child Information Attachment</i> containing the name Myia Crockett (date of birth not stated), whose name is not included on the Petition. Need clarification regarding whether this child is intended by Petitioner to be considered for guardianship. <p>~Please see additional page~</p>	
Derrick Age: 2 years				
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	FTB Notice			

Reviewed by: LEG
Reviewed on: 1/3/13
Updates:
Recommendation:
File 12 - Crockett

NEEDS/PROBLEMS/COMMENTS, continued:

3. *Confidential Guardian Screening* form filed 9/12/2012 is incomplete at most items contained on the form. Need *Confidential Guardian Screening* form fully completed by the Petitioner.
4. Need *Child Information Attachment* for Shamyia Crockett.
5. *UCC/JEA* filed 9/12/2012 does not include any dates for the period of residence of the children at the address listed.

Atty

Meas, Soluyboth (Pro Per – Non-Relative – Petitioner)

Atty

Meas, Olivia Yvette (Pro Per – Non-Relative – Petitioner)

Petition for Temporary Appointment of Guardian of the Person (Prob. C. 2550)

Age: 1		TEMPORARY EXPIRES 01/08/2013		NEEDS/PROBLEMS/COMMENTS:	
		SOLUYBOTH and OLYVIA YVETTE MEAS , Non-Relatives, are Petitioners. Father: UNKNOWN , Court Dispensed with Notice on 11/06/2012 Mother: CHRISTIAN BITTOLA , Personally served 10-29-12 Paternal Grandfather: Unknown Paternal Grandmother: Unknown Maternal Grandfather: Unknown Maternal Grandmother: Unknown Siblings: Giovanni Molinar, Roman Vann, Mackayla Vann, Bella Vann Petitioners state the mother asked them to be parents of the child. Petitioners were there for his birth and brought him home the day after he was born. The mother is unable to provide for the child and is currently being evicted from her home due to domestic violence. CPS has been involved. The child is behind on his shots and the mother has consistently failed to schedule routine checkups with the physician even after numerous reminders from Petitioners. Petitioners need guardianship to put him on their insurance. The child has bonded with their family and their other children and Petitioners state they can support the child emotionally and financially, and love the child unconditionally. Court Investigator Dina Calvillo's report filed 12/17/2012.		1. Need Notice of Hearing. 2. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> Paternal Grandparents (Unknown) Maternal Grandparents (Unknown) 	
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				Reviewed by: LV	
				Reviewed on: 12/17/2012	
				Updates:	
				Recommendation:	
				File 13 - Meas	

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Age: 23 months		<p align="center">THERE IS NO TEMPORARY. No temporary was requested.</p> <p>CRYSTAL MONIQUE MARTINEZ and AARON ISIDRO LOPEZ, maternal aunt and uncle, are petitioners.</p> <p>Father: MARIO CHAVARRIA HERNANDEZ, SR. – Declaration of Due Diligence filed on 12/18/12.</p> <p>Mother: DESTINI MARIE LEAL – personally served on 11/5/12.</p> <p>Paternal grandfather: Unknown – Declaration of Due Diligence filed on 12/18/12.</p> <p>Paternal grandmother: Irma Hernandez – Declaration of Due Diligence filed on 12/18/12.</p> <p>Maternal grandfather: Tony Jimenez Martinez – personally served on 11/14/12.</p> <p>Maternal grandmother: Veronica Leal</p> <p>Petitioner alleges a guardianship is necessary to ensure the minor is properly cared for and stays out of the foster care system. Petitioners state CPS encouraged them to seek guardianship.</p> <p>Court Investigator JoAnn Morris' Report filed on 12/17/12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need proof of personal service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice on: <ol style="list-style-type: none"> a. Mario Chavarria Hernandez, Sr. – unless the Court dispenses with Notice. 2. Notice of Hearing indicates Destini Marie Leal (mother) was served without a copy of the petition as required. 3. Need proof of service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence for: <ol style="list-style-type: none"> a. Paternal grandfather (unknown) – unless the court dispenses with notice. b. Irma Hernandez (paternal grandmother) – unless the court dispenses with notice. c. Veronica Leal (maternal grandmother)
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		<p>Reviewed by: KT</p> <p>Reviewed on: 12/18/12</p> <p>Updates: 1/2/2013</p> <p>Recommendation:</p> <p>File 14 - Hernandez</p>	

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Age: 10 years		<p>THERE IS NO TEMPORARY. Temporary was denied – no appearances.</p> <p>ARACELI LOZANO, cousin/godmother, is petitioner.</p> <p>Father: GUILLERMO HERNANDEZ</p> <p>Mother: VERONICA BUSULTO – declaration of due diligence filed on 10/29/12.</p> <p>Paternal grandparents: Unknown Maternal grandfather: Humberto Busulto Maternal grandmother: Sylvia Rivera</p> <p>Petitioner alleges: the mother abandoned her four children one month ago.</p> <p>Court Investigator Julie Negrete's Report filed on 12/10/12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of personal service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence on: <ol style="list-style-type: none"> a. Guillermo Hernandez (father) b. Veronica Busulto (mother) – unless the court dispenses with notice. 3. Need proof of service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence on: <ol style="list-style-type: none"> a. Paternal grandparents b. Humberto Busulto (maternal grandfather) c. Sylvia Rivera (maternal grandmother) 	
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<p>Reviewed by: KT</p> <p>Reviewed on: 12/18/12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 15 – Hernandez</p>				

Ex Parte Application to Reset Trial Date

Age: 98		<p>MARILYN YAMANAKA, Former Successor Trustee and Cross-Respondent, is Petitioner and requests to have a trial date specially set in this case based on the following procedural and factual information:</p> <p>Petitioner states: The trial date was previously on calendar in August 2011. It has been sitting idle since Cross-Petitioner MONTIE DAY's ("Montie") failed motion for summary judgment. Petitioner requests the trial date be set in this Court as soon after 1-1-13 as possible and states the request is made in good faith and good cause and appropriate circumstances exist to allow the Court to specially set the trial date as requested.</p> <p>The parties were ready to proceed at the trial readiness hearing held 7-29-11; however, at that time, the parties agreed that Ms. Yamanaka would resign as successor trustee in favor of the PUBLIC GUARDIAN, the trial date of 8-2-11 was vacated, and Montie Day was permitted to file a motion for summary judgment. Montie insisted he be permitted to file this motion before the trial resumed. Judge Snauffer denied the summary judgment on 3-19-12. The motion was found to be defective on several grounds and Montie was found to have failed to meet his burden of proof.</p> <p>On 4-6-12, Counsel for Petitioner requested by letter a settlement demand from Montie. In response, Montie filed a baseless and malicious complaint with the state bar against Mr. Klassen, which was closed as having no merit. Petitioner states Montie behaved badly in filing such a letter. Irrespective of this, Ms. Yamanka's counsel has continued since that time to reasonably request a trial date and/or settlement demand from him. Montie has not proposed a settlement demand as he promised he would before Judge Oliver in March 2012 and has failed to offer any dates of availability for trial despite several requests.</p> <p>Petitioner states the sole offer with respect to trial has been Montie's request that the "trial" be limited to Court consideration of documents previously provided to the court in connection with his defective motion for summary judgment. Petitioner states the motion does not so much present facts as it offers the opinions of Montie on many subjects of his choosing, as well as his evident dislike of his brother Derrell, as well as negative statements made concerning Ms. Yamanaka.</p>	
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	UCCJEA		
	Citation		
	FTB Notice		

<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: Public Guardian, Successor Trustee, filed its First Accounting on 12-3-12, which is set for hearing on 1-28-13.</p>	
<p>Reviewed by: skc</p> <p>Reviewed on: 1-4-13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 16 - Day</p>	

Good cause: Petitioner states nothing has been done to bring this case to resolution since Montie's unsuccessful motion for summary judgment, filed over a year ago, and ruled against in March 2012. It appears he is seeking to become successor of his mother's trust by default or operation of law. Since trial should only last a few hours or a day or two, and because Montie has made no effort to move this matter to trial, Ms. Yamanaka has brought this motion. Petitioner has been ready to proceed since the last trial date was vacated and requests the earliest date available.

Petitioner strongly opposes any further delays by Montie as she does not wish to have her claims and defense of claims prejudiced by not being permitted to put on the stand elderly witnesses who are well past 80 years of age, not including Thelma Day, who Montie insists is incompetent, and who likely is at this stage.

Attorney Klassen's declarations state the sole real issue is whether or not Ms. Yamanaka was chosen by Ms. Thelma Day to be her successor trustee, and whether Ms. Day, if she made that choice, was competent to do so. Given the voluminous declarations submitted by Mr. Day in support of his unsuccessful and poorly drawn motion for summary judgment, it is clear he wants to make the trial into a circus where he can make negative comments about Ms. Yamanaka and his own brother in yet another effort to force Ms. Yamanaka to answer claims which have little to do with anything before this court. The key witness in this case is Certified Specialist William Coleman of Fresno, not Mr. Day.

Mr. Klassen states his client has been held hostage by Mr. Day since the decision against his motion and has shown no willingness to resolve this case short of trial. Mr. Klassen believes Mr. Day is attempting to cost Ms. Yamanaka needless money and worry. Discovery has been complete for approx. one year, as confirmed by Mr. Day. There are no obstacles to getting this case resolved at trial except Mr. Day's efforts to delay. Mr. Klassen's personal view is that Mr. Day intends to delay the trial until his mother's demise, at which time he assumes he will then have control of the trust, rather than the Public Guardian.

Mr. Klassen states that in response to his 4-6-12 letter requesting settlement demand, Mr. Day filed a baseless and malicious complaint with the state bar against Mr. Klassen, which was quickly closed as having no merit. Mr. Day confirmed that not only would he go to substantial lengths to bully Ms. Yamanaka, but that he would also attempt to do the same to Mr. Klassen.

Mr. Klassen states he gave notice to Montie Day and to J. Stanley Teixeira that he was going to file this ex parte application to re-set the trial date. Mr. Day indicated that he intended to respond. Mr. Teixeira did not give information of what he might do.

Ms. Yamanaka states that well before Mr. Day's unsuccessful motion for summary judgment, he told her he was going to do what he could to harm her financially by making her spend a lot of money on attorney fees. His goal is not to determine facts, but to harm her because he was not made the original successor trustee by his mother. He has caused her to incur all sorts of expenses including tens of thousands of dollars in attorney fees. Ms. Yamanaka has requested that her attorney do what is necessary to get this case resolved. Ms. Yamanaka believes she performed her duties as successor trustee capably and wants the opportunity to prove this in court while Ms. Say is still living.